

<p align="center"> <b>Council on Developmental Disabilities</b>  <b>Full Council Meeting</b>  November 2, 2006, 12:00 p.m. – 8:00 p.m.  November 3, 2006, 8:30 a.m. – 12:00 p.m.  Location: Owyhee Plaza Hotel, Boise, Idaho </p>	
<b>Call to Order</b>	Rick Betzer called the meeting to order at 12:55 p.m..
<b>Roll Call</b>	<p><u>Council members present:</u> Rick Betzer, Kristyn Herbert, Jim Baugh, Mike Smith, Dona Butler, Liz Ricciardi, Leslie Clement, Corinne Johnson, Bob Jackson, Shiloh Blackburn, Kim Kane, Corey Barnard, Mary Johnson, Debbie DePaola, Julie Fodor, Paige Fincher, James Steed.</p> <p><u>Members absent:</u> Mary Bostick, Theresa Wilding, Donna Denney, Penny Larson, Ame Linch</p> <p><u>Staff members present:</u> Marilyn Sword, Tracy Warren, Ron Enright, Christine Pisani, Pam Stanley and Judy Wauer.</p> <p><u>Visitors/Facilitators:</u> David Hawks, Division of Vocational Rehabilitation.</p>
<b>Welcome, Announcements, Introductions, Review Agenda</b>	Rick asked everyone to introduce themselves. Marilyn reminded everyone that dinner is at 6:00 pm tonight in the Crystal Room. Secretary of State Ben Ysursa and others who assisted with Determined to Vote will be attending and recognized.
<b>Approval of July 27-28, 2006 Minutes</b>	The minutes of the July 27 – 28, 2006 Council minutes were approved as presented.
<b>Amendment to By-Laws</b>	<p>Marilyn explained that the by-laws were approved at the spring, 2006 meeting. The new policies were approved at the summer, 2006 meeting. There is a change that needs to made regarding notification of meetings. The time was changed from 30 days to 14 days.</p> <p align="center"> <b>Paige Fincher made a motion to approve. Kim Kane seconded the motion.</b> </p>

	<b>Unanimous in favor.</b>
<b>Reports</b> - <b>Chair's Report</b>	<u>Chair's Report</u> – Rick reported that he, Marilyn and Theresa attended the NACDD meeting in Pittsburgh in October. The Connecticut Council has been working with their public television station to develop a film series called <i>Able Lives</i> . This is a series of 30-minute shows starring people with disabilities. This was discussed in the Community Living workgroup meeting this morning about seeing if we could talk to our public television station about getting some of them aired in Idaho. Theresa was awarded the Clifford Fortner Award. She received a diamond necklace. The Governance Committee met in Executive Session regarding Marilyn's performance evaluation and Rick will be meeting with Marilyn.
<b>Committee Reports</b> - <b>Consumer Leadership Caucus</b>  - <b>Governance Committee</b>	<u>Consumer Leadership Caucus Report</u> – Kristyn Herbert reported on the Consumer Leadership caucus meeting, held on Wednesday, November 1, 2006. TextAloud Software training was provided. They received a Determined to Vote presentation and heard reports from members. They also requested a presentation from the ISSH crisis team.  <u>Governance Report</u> – Debbie DePaola reported that the committee accepted the changes to Policy 113 on Conflict of Interest. On Policy 114, recommend section be deleted. The committee is recommending approval of the policies with these changes. A Council Code of Ethics was discussed and the committee is working on a draft. The draft Grievance Policy will be reviewed by the Division of Human Resources. The draft Executive Director evaluation conforms with Policy 108. The committee will

	<p>provide feedback to Kim on this by Dec 15. Rick will meet with Marilyn regarding her current evaluation.</p> <p><b>Kim Kane made a motion to approve the Governance Committee report that clarifies</b></p>
<ul style="list-style-type: none"> <li>- <b>Governance Committee (cont'd.)</b></li> </ul>	<p><b>and includes revisions to Policy 113 and the elimination of the eligibility policy in Policy 114. Mike Smith seconded the motion. The vote was unanimous in favor.</b></p>
<ul style="list-style-type: none"> <li>- <b>Membership Committee</b></li> </ul>	<p><u>Membership Report</u> – Paige Fincher reported for the committee. They discussed Policy 103 regarding absences from meetings. After discussion decided the policy needed to be rewritten to address absences. They will rewrite this before the next meeting to review. If approved will recommend to the Council for review. Some Council members will have appointments expiring in July. Ron Enright will contact those members before the next meeting to see if they are interested in reapplying. The committee will also be looking for others who may be interested in serving.</p>
<ul style="list-style-type: none"> <li>- <b>Public Policy Committee</b></li> </ul>	<p><u>Public Policy Report</u> - Bob Jackson reviewed the 2007 Legislative Slate – Issues and Information.</p>
<ul style="list-style-type: none"> <li>- <b>Disability History Week</b></li> </ul>	<p><u>Disability History Week</u> – State Independent Living Council is proposing a bill to recognize the 3<sup>rd</sup> week in October as Disability History Week. Idaho schools will be required to add this subject to their curriculum. Committee recommends support; no objections.</p>
<ul style="list-style-type: none"> <li>- <b>Self Directed Services Rules</b></li> </ul>	<p><u>Self-Directed Services Rules</u> – Tracy Warren stated that these are the rules that will govern the administration of the Self-Directed Supports</p>

<ul style="list-style-type: none"> <li>- <b>American Sign Language</b></li> </ul>	<p>option through Medicaid. Committee recommends support and participation. No objections. The Council and Medicaid will make joint presentations.</p> <p><u>American Sign Language</u> – This has been changed from a bill to a resolution. It recommends that colleges, universities, or public schools would give foreign language credit for American Sign Language classes. Recommend support.</p>
<ul style="list-style-type: none"> <li>- <b>Deaf Child's Bill of Rights</b></li> <li>- <b>Deaf Education Reform</b></li> <li>- <b>Inclusive Early Child Care and Education</b></li> </ul>	<p><u>Deaf Child's Bill of Rights Resolution</u> – The committee had reviewed this initially as a proposed bill but it will be a resolution. There was concern about language regarding entitlements without enforcement. Committee recommends monitoring at this time.</p> <p><u>Deaf Education Reform</u> – This would change how deaf education would be provided to students who are deaf or hard of hearing or visually impaired. The CCDH, ICBVI and the Department of Education would be involved. This effort is the result of an audit of the School for the Deaf and Blind in Gooding and proposals to close the school in favor of educating students through the public school system. It is still under review. The committee recommends continuing to monitor. Tracy will send out the links for more information on this.</p> <p><u>Inclusive Early Childcare and Education</u> – We are still waiting for legislation to review. One bill would set the school age to 4 instead of 5 which would allow school districts to provide integrated preschool programs. Currently, schools can only serve children age 5 and above</p>

<p>- <b>Graduation Requirements</b></p>	<p>unless they have a disability. A second bill may be proposed that would set goals and guidelines for pre- kindergarten in Idaho. A third bill would add money to the school budget. Committee recommend Council monitor these bills.</p> <p><u>Graduation Requirements</u> – The State Board of Education is running legislation to remove the language that was passed on a technicality last year. Also proposing graduation requirements.</p>
<p>- <b>Graduation Requirements (cont'd)</b></p>	<p>Students will need to pass the ISATs to graduate. Students in Special Education will refer to their IEPs or the Special Education manual. Students graduating in 2013 will need additional credits in math and science. College entrance exams will be required as well as a senior project with research paper and oral presentation will be required for students entering 9<sup>th</sup> grade in 2009. Liz Ricciardi asked about who will pay for the college exams if the state is requiring it. Bob Jackson stated it will probably be a part of their student fees. Recommendation to continue to monitor. Jim Baugh stated that there is concern about students who are on a 504 plan instead of an IEP plan.</p>
<p>- <b>Family Support Rules</b></p>	<p><u>Family Support Rules</u> – The Council has been involved in the development of these rules. Although the program has been around for some time, there have never been rules. This program allows people with disabilities to remain in their homes with their families. Committee recommends support.</p>
<p>- <b>Medicaid for Workers with</b></p>	<p><u>Medicaid for Workers with Disabilities</u> – These rules will let people who work and earn too</p>

<p><b>Disabilities (Medicaid Buy-In)</b></p> <p>- <b>Medicaid Reform</b></p>	<p>much money to be eligible for Medicaid by buying-in or pay a fee to be covered by Medicaid services. The committee recommends support.</p> <p><u>Medicaid Reform</u> – Leslie Clement reviewed this issue. Laws were passed last session that reorganized Medicaid coverage into basic plan benefits and an enhanced benefit plan. Jim Baugh stated that he has read most of the new rules and they are all very faithful to the statutes that were approved last year that we did support. Services for people with developmental disabilities are mainly unchanged except for the Self-Determination rules. This is a faithful implementation of what we discussed last year in terms of Medicaid reform. Committee recommends continue to monitor because it is ongoing.</p>
<p>- <b>Family Directed Services</b></p> <p>- <b>Personal Care Services/Fiscal Intermediary Services</b></p> <p>- <b>Accessibility of Information</b></p>	<p><u>Family-Directed Services</u> – In the last legislative session JFAC directed the DHW to work with the Council and others to discuss a service model for Medicaid that would give parents/guardians more control over Medicaid services for their children with developmental disabilities. Council staff have been working on this with Medicaid. Committee recommends continuing to support and participate.</p> <p><u>Personal Care Services/Fiscal Intermediary Services</u> – There is a proposed change to distinguish between a personal care agency and a fiscal intermediary agency. This is an attempt to clarify the two entities in statute. Committee recommends that the Council monitor.</p> <p><u>Accessibility of Information Technology</u> – There is a section of federal code that requires certain</p>

<p><b>Technology</b></p> <p>- <b>Waiver of Sovereign Immunity</b></p>	<p>entities to make sure their information technology is accessible to people with disabilities. This includes websites. Co-Ad, SILC and the Asst Technology Project are putting together a bill based on this model that would require State agencies to comply with these accessibility standards. This would benefit state employees and anyone who accesses state agency sponsored websites. Jim Baugh is working on the language and what agencies will be covered under the bill. There was discussion regarding fiscal impact. Ron Seiler is working on getting more information. Recommend monitoring until a bill is ready to be reviewed.</p> <p><u>Waiver of Sovereign Immunity</u> – This bill would let Idaho citizens file a lawsuit against the state under the ADA for discrimination because of their disability. Being sponsored by the SILC. We supported this last year but it was held in committee. Committee recommends support.</p>
<p>- <b>Assisted Living Facilities</b></p>	<p><u>Assisted Living Facilities</u> – State rules say that by 2007 assisted living facilities must have fire suppression sprinklers if people live there who can not self-evacuate. A rule change will give facilities until 2010 to put in sprinkler systems. Leslie stated that this rule is back on the Health &amp; Welfare Board and it will go back to the legislature. Anyone has the opportunity to go before the germane committees to provide comment. The legislature can approve or reject the rules but if they reject, there will be no sprinkler legislation at all. Committee recommends monitoring this situation.</p>

<ul style="list-style-type: none"> <li>- <b>Teen Early Intervention and Counselors</b></li> <li>- <b>School-Based Medicaid Services</b></li> </ul>	<p><u>Teen Early Intervention and Counselors</u> – This proposal would support more teen early intervention counselors in middle school in Idaho. It would be in a small number of schools and very little money to support it. We did testify in support of this legislation last year. Committee recommends monitor with support.</p> <p><u>School Based Medicaid</u> – Leslie Clement explained that the Center on Medicare and Medicaid Services (CMS) is looking at certain services that they currently share in the cost of that they are determining are not a Medicaid covered service. Medicaid was told by CMS that they needed to amend the state plan related to school administrative and transportation costs billed to Medicaid – the development of the IEP is the school’s responsibility. Also looking at transportation services, feel this is education’s responsibility, not Medicaid’s. Idaho has not done administrative claiming in the past and will not now. The transportation impact would be minor. This is basically informational.</p>
<ul style="list-style-type: none"> <li>- <b>Rules for Oversight of Extended Employment Services</b></li> </ul>	<p><u>Oversight of Extended Employment Services Rules</u> – The Council testified on these rules, expressing opposition to the absence of individual budgets which were in place when the program was under DHW but not now under Voc Rehab. Another measure we took issue with was that an agency would have to demonstrate unmet need in a geographic area. Some areas are over saturated and other areas have a need for providers. Another issue is that funds have to be available in the budget for another provider to come on line. Since there are no individual budgets, the money is already allocated to providers. And finally, there is the</p>



	<p>issue of segregated employment. David Hawks from Voc Rehab assured the Council that Dr. Graham is acutely aware of the passion we have on these issues. There are other groups who have equally passionate concerns. He said the VR wants to see some more consensus, negotiation and serious discussion among the parties. Would like to see compromise. Working for the good of the client. Dr. Graham is not opposed to individual budgets, but perhaps this could be adapted. Probably an impossibility at this time to take budgets away from current providers. Parties in opposition need to get together. David will advocate for that. The draft rules will go before the legislature. There are some clients and guardians who want work services and are comfortable in their current environment. Would like to see more budget resources go toward integrated employment. VR is looking forward to a compromise and to get some resolution to this whole issue. Julie Fodor shared that initially the DD Council was asking for fair wages and inclusive practices and individuals who want work services.</p>
<p>- <b>Rules for Oversight of Extended Employment Services (cont'd)</b></p>	<p>These are fair talking points to work around. Workshops could provide an inclusive environment. Kim Kane said the issue reminds her of the 50's arguments about integrated and segregated schools. Separate but equal is not equal. David stated that the [Rehab] act is very strong about choice. Liz stated that people with disabilities are not given a choice, even in the schools. In her area, people are sent to the workshop; there is no choice. Some who are in sheltered workshops, that may be all they know. David explained they also have clients who have gone into community employment services and have chosen to go back into sheltered workshops.</p>

<ul style="list-style-type: none"> <li>- <b>Position on Segregated or Sheltered Employment</b></li> </ul> <p><b>FEDERAL ISSUES</b></p> <ul style="list-style-type: none"> <li>- <b>Protecting Children's Health in Schools Act</b></li> </ul>	<p>Corey Barnard stated that bringing stakeholders back together is necessary. The transition task force that dealt with the transfer of the program from DHW to VR had made some strong recommendations but these recommendations have not been adopted. Ron Enright stated that, under these rules, there doesn't seem to be any opportunity to reverse the trend of segregated employment. When new people come into the system, when do you say that service is no longer available. Our plan says that we would like to see a reduction in the number of people in segregated programs. The committee's recommendation is to oppose the practice of funding going to providers instead of individuals and to take the position in line with the comments provided by staff in testimony.</p> <p><u>Position statement on Segregated or Sheltered Employment.</u> Would like to take from draft to final/official. Provide feedback to Ron tonight.</p> <p><u>Protecting Children's Health in Schools Act of 2006</u> – proposed federal act in Congress that would give guidelines for schools to provide and have Medicaid pay for medically necessary services and related administrative and transportation costs. Informational only.</p>
<ul style="list-style-type: none"> <li>- <b>DD Act Reauthorization</b></li> <li>- <b>Sunset Commissions</b></li> </ul>	<p><u>DD Act Reauthorization</u> – Due in 2007. Council members will be asked to talk to their Members of Congress when this comes up.</p> <p><u>Sunset Commissions</u> – Several bills were before congress that would create sunset commissions to review federally funded programs. If outcomes were not achieved, programs could be cut or eliminated. No action in Congress at this time.</p>

<ul style="list-style-type: none"> <li>- <b>Life Span Respite Care</b></li>   <li>- <b>NCLB Reauthorization</b></li> </ul>	<p><u>Life Span Respite Care</u> – This would provide money to states through grants to make quality respite care available to family caregivers. It was reported out of committee with support. No action.</p> <p><u>No Child Left Behind Reauthorization</u> – Nothing new to report at this time.</p> <p><b>Corey Barnard made a motion to accept the Public Policy recommendations. Mary Johnson seconded the motion. All in favor except one abstention. The motion carried.</b></p>
<b>Financial Reports</b>	<p>Pam Stanley provided the financial report.</p> <p><b>James Steed made a motion to approve the financial report. Kristyn Herbert seconded the motion. The vote was unanimous in favor.</b></p>
<b>Recognition</b>	<p>Marilyn wanted to recognize Christine Pisani and Tracy Warren for their extensive work on developing a guide and training curriculum for the self directed services model. A very successful training was held last week. She also thanked Leslie for being a willing partner in this effort.</p>
<b>2007 Workplan and Budget “Kiwi Packet”</b>	<p>Each workgroup met today and reviewed their portions of the plan for the 2007 activities.</p> <p>Education: Review current training opportunities and curricula on inclusive practices for teachers.</p>
<b>2007 Workplan and Budget “Kiwi Packet” (cont’d)</b>	<p>Need to look at barriers to inclusive education.</p> <p>Self-Determination and Self-Advocacy: Not realistic for a goal of 75% will register and vote – 40% is a more attainable goal and that will still be a challenge.</p>

<p><b>2007 Workplan and Budget “Kiwi Packet” (cont’d)</b></p>	<p>The following need to be changed to read:</p> <p>11-1-A 2007 Activities - Work with Co-Ad, CDHD and SALN to develop and provide training to specific audiences on sexual abuse and domestic violence.</p> <p>11-2-A Collaborate with Co-Ad and the CDHD on victim support needs for individuals with disabilities regarding abuse, neglect, and support services available.</p> <p>Community Living:</p> <p>3-1-A – Going for 5% per year. Asked Ron to develop a base for that.</p> <p>3-1-B – working with self-advocates on contacts – piggyback on the organization of the statewide self advocate network.</p> <p>APSE chapter – second meeting will be next week.</p> <p>5-1-A – A lot of discussion. There is a 211 website. Maybe use a contractor or an intern to put some information together. Talked about including scenarios on our website.</p> <p>Direct support services and staff – have been in conversation with Community Partnerships and others about bringing the College of Direct Support to Idaho.</p> <p>Also talked about using an intern to gather data about employment – sheltered and supported, wages, etc.</p> <p>Emergency Preparedness –</p> <p>Appendix to the state disaster plan that incorporates evacuation and sheltering plans for people with disabilities. Starting to incorporate into local plans. Want people with disabilities to be involved in practice activities. Tracy shared</p>
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<p><b>2007 Workplan and Budget “Kiwi Packet” (cont’d)</b></p>	<p>the training guide included information on planning for emergencies and disasters.</p> <p>Cross Cutting:</p> <p>Working on a video for Public Awareness using footage from the bus tour. Public service announcements will also be developed.</p> <p>7-2-A Newsletters, participated in a survey with CID. It was sent to all candidates (incumbents and challengers). Marilyn will share results.</p> <p>Housing:</p> <p>Interested in bringing a concept from California through a non-profit organization. People were allowed to invest in this venture. Subsidized by HUD and 20% of the apartments had to be for people with disabilities. Ron met a developer who is interested in the concept.</p> <p>Marilyn stated that the state has submitted a proposal for Money Follows the Person. A percentage of people in ICFMRs and nursing homes will be assisted to transition to their own homes.</p> <p>Transportation:</p> <p>RFP for \$15,000 grant to coordinate transportation – no responses to the RFP.</p> <p>Marilyn distributed copies of the budget for this fiscal year. It allocates money for the plan.</p> <p><b>James Steed made a motion to approve the plan with the modifications and the proposed budget as presented. Jim Baugh seconded the motion. The vote being unanimous in favor, the motion carried.</b></p> <p>Julie suggested a template that workgroups and committees can work with to use to report to the full Council.</p>
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<b>2007 Workplan and Budget “Kiwi Packet” (cont’d)</b>	Ron reported that the Council staff received an in service training on DD Suites, a software program developed by the Massachusetts Council that can be used to track plan activities and outcomes. The plan will be loaded into this program and we will report the 2006 PPR using this program. We will track next year’s progress through this program.
<b>Dinner</b>	<b>Recognition of Secretary of State and Determined to Vote Participants</b>
<b>Recess</b>	<b>8:30 p.m.</b>
<b>Call to Order</b>	Rick Betzer called the meeting back to order at 8:35 a.m. on Friday, November 3, 2006.
<b>Roll Call</b>	<p><u>Council members present:</u> Rick Betzer, Kristyn Herbert, Mary Johnson, Debbie DePaola, Jim Baugh, Corinne Johnson, Paige Fincher, Shiloh Blackburn, James Steed, Bob Jackson, Dona Butler, Mike Smith, Kim Kane, Liz Ricciardi, Leslie Clement.</p> <p><u>Members absent:</u> Mary Bostick, Corey Barnard, Ame Linch, Penny Larson</p> <p><u>Staff members present:</u> Marilyn Sword, Tracy Warren, Ron Enright, Christine Pisani, Pam Stanley and Judy Wauer.</p> <p><u>Visitors/Facilitators:</u> Mark Carnopis , Valley Regional Transit</p>
<b>Report on 2006 Outcomes</b>	Marilyn Sword presented a PowerPoint presentation on the 2006 Outcomes Report.
<b>Presentation on Public Transportation by Valley Regional Transit</b>	Mark Carnopis of Valley Regional Transit gave a Power Point presentation on their regional transportation plan and projections for the future.
<b>Preview of Self-Determination Video</b>	The video was not able to play so it was not previewed.

<b>CID Survey</b>	<p>Marilyn distributed copies of the results of the CID survey and reviewed candidate responses with Council members.</p> <p>Christine suggested putting responses on the website with our response. It is clear that candidates and legislators want and need more information on some of the issues.</p>
<b>Position Statement on Segregated or Sheltered Employment</b>	<p>Bob distributed a copy of the proposed Position Statement on Segregated or Sheltered Employment.</p> <p><b>Jim Baugh made a motion to adopt the revised Position Statement. James Steed seconded the motion.</b></p> <p>Discussion: David Hawkes shared that Dr. Graham at Voc Rehab wants to set up some stakeholder meetings to discuss these issues. They are also bound by Federal law on what they have to offer, including sheltered workshops. The client is provided an opportunity to make an informed choice.</p> <p><b>The vote was unanimous in favor.</b></p>
<b>Member Reports</b>	<p>Jim Baugh reported that Co-Ad has been designated by the Social Security Administration to be the Work Incentives Assistance Program for Idaho. Co-Ad will be operating a voter hotline on election day @ 1-866-COADINC</p>
<b>Member Reports</b>	<p>Julie Fodor – The CDHD’s 5-year grant application is due this year. It is due February 5 and she will be contacting some of the members to look this over and provide letters of support.</p> <p>Ron Seiler was successful in getting the AT reutilization grant funded. They will be working with LINC to refurbish used equipment so that it can be used again.</p>

<b>Agenda Items for Next Meeting</b>	<p>Legislative visits – Public Policy committee will have fact sheets and talking points for Council members.</p> <p>Demonstration on DD Suites (Ron)</p> <p>Idaho Training Cooperative Prospectus on Services for Children</p> <p>Voices Video</p> <p>Report on College of Direct Support Efforts</p> <p>Send email to Marilyn if you have any other agenda items.</p> <p>Next meeting – January 25-26, 2007 at ParkCenter Marriott Springhill Suites</p>
<b>Adjourn</b>	<p>There being no further business, the Council adjourned at 11:55 a.m.</p>



